

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

STEVEN NOVICK, On Behalf of Himself and All
Others Similarly Situated,

Plaintiff,

vs.

PROSHARES TRUST; PROSHARE ADVISORS
LLC; SEI INVESTMENTS DISTRIBUTION CO.;
MICHAEL L. SAPIR; LOUIS M. MAYBERG;
RUSSELL S. REYNOLDS, III; MICHAEL
WACHS; and SIMON D. COLLIER,

Defendants.

Electronically Filed

Civil Action No. 1:09-cv-06935-JGK

Judge John G. Koeltl

NOTICE OF WITHDRAWAL OF COUNSEL

TO: ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that Thomas R. Grady, upon the accompanying Affidavit executed by him, hereby withdraws as counsel of record for Plaintiff Steven Novick in the above-captioned matter. Mr. Novick will continue to be represented by attorneys at Labaton Sucharow LLP, the undersigned's law firm, in the foregoing action.

Dated: April 22, 2010

Respectfully submitted,

LABATON SUCHAROW LLP

By: /s/ Christopher J. Keller

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